

Attorney Docket No.: 5470-234CT3

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Gabriel et al.  
Serial No.: 10/601,026  
Filed: June 20, 2003  
For: *Contrast Media for Angiography*

Confirmation No.: 7141  
Group Art Unit: 1621  
Examiner: Shailendra Kumar

Date: February 14, 2005

Mailstop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

50-0220  
1814-130.00

**TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(a)**

Sir:

I, Kenneth D. Sibley, am an attorney of record of the disclaimant, The University of North Carolina at Chapel Hill, and am authorized to execute this disclaimer on behalf of The University of North Carolina at Chapel Hill. The disclaimant, The University of North Carolina at Chapel Hill, having a principal place of business at 308 Bynum Hall, Campus Box 4105, Chapel Hill, NC 27599-4105, is the owner of all right, title, and interest in the above-identified application, by Assignment recorded on August 28, 2000, at Reel 01109, Frame 0001.

The disclaimant hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156, §173, and any other relevant statutory provision of prior U.S. Patent No. 6,265,610, filed January 11, 2000 and prior U.S. Patent No. 6,498,273, filed May 25, 2001, as presently shortened by any

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terminal disclaimer, which patents were assigned to the above-identified disclaimant by an

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Assignment recorded on August 28, 2000, at Reel 01109, Frame 0001.

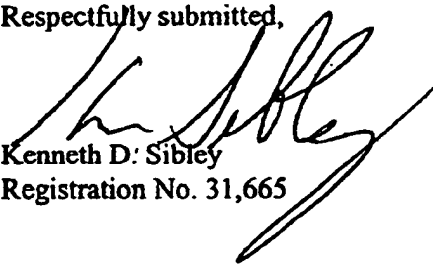
Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Nos. 6,265,610 and 6,498,273. This agreement runs with any patent granted on the above-identified application, and is binding upon the grantee, its successors, or assigns.

On 1/4  
Lee

In re: Gabriel et al.  
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Page 2

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application that is prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 - 156 and §173 of U.S. Patent Nos. 6,265,610 and 6,498,273, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,



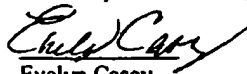
Kenneth D. Sibley  
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**CERTIFICATE OF EXPRESS MAILING**

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I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to:  
Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Evelyn Casey

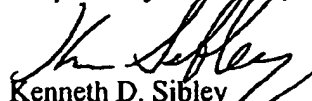
7. ☐ Microfiche Computer Program (*Appendix*)
8. ☒ Assignment papers (*cover sheet(s) and document(s)*) **FILED IN PARENT APPLICATION**
9. ☐ Applicant claims small entity status. See 37 CFR 1.27.
10. ☒ Information Disclosure Statement, PTO-1449, and 28 references cited
11. ☒ Preliminary Amendment (*Please enter all claim amendments prior to calculating the filing fee.*)
12. ☐ English Translation Document
13. ☐ Certified Copy of Application No. ; Filed
14. ☐ Sequence Listing/ Sequence Listing Diskette
- a. ☐ computer readable copy
- b. ☐ paper copy
- c. ☐ statement in support
15. ☐ An Associate Power of Attorney
16. ☒ Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
17. ☐ Other:

The fee has been calculated as shown below:

	Column 1 No. Filed	Column 2 No. Extra	Small Entity Rate Fee	Large Entity Rate Fee
BASIC FEE			\$375.00	\$ 750.00
TOTAL CLAIMS	3 - 20 =		x 09 = \$	x 18 = \$
INDEP CLAIMS	1 - 3 =		x 42 = \$	x 84 = \$
<input type="checkbox"/> MULTIPLE Dependent Claims Presented			+ 140 = \$	+ 280 = \$
<i>If the difference in Col. 1 is less than zero, Enter "0" in Col. 2</i>			Total \$	Total \$750.00

- ☒ A check in the amount of **\$750.00** to cover the filing fee is enclosed.
- ☐ A check in the amount of \$ is enclosed to cover the filing fee, PLUS the Assignment Recordation fee (\$40.00).
- ☐ Please charge my Deposit Account No. 50-0220 in the amount of \$
- ☐ The Commissioner is hereby authorized to credit overpayments or charge the following fees associated with this communication to Deposit Account No. 50-0220:
- a. ☐ Additional filing fees under 37 CFR 1.16 for presentation of extra claims.
- b. ☐ Additional patent application processing fees under 37 CFR 1.17.

Respectfully submitted,


  
Kenneth D. Sibley  
Registration No. 31,665

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Vickie Diane Prior